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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 STEVEN LEE BARTHOLOMEW,

10 Petitioner,

11 v.

12 RONALD VAN BOENING,

13 Respondent.
14

Case No. 08-0587-TSZ-JPD

ORDER OF DISMISSAL

15 The Court, after careful consideration of petitioner's 28 U.S.C. § 2254 petition for writ
16 of habeas corpus, the Report and Recommendation of the Honorable James P. Donohue, the
17 governing authorities and the balance of the record, does hereby find and ORDER:

18 (1) The Court adopts the Report and Recommendation.

19 (2) Petitioner's § 2254 petition (Dkt. No. 4) is DENIED and this case is
20 DISMISSED with prejudice.

21 (3) The Clerk is directed to send copies of this Order to all counsel of record and to
22 Judge Donohue.

23 DATED this 17th day of December, 2008.

24 /s/ Thomas S. Zilly

25 THOMAS S. ZILLY
26 United States District Judge